

SEP 20 2004
PATENT & TRADEMARK OFFICE
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1647 /
CC [initials]
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In re Application of: NIELSEN, et al.
Serial No.: 09/845, et al.
Filed: May 2, 2001
For: METHODS FOR TREATMENT OF DISEASES ASSOCIATED WITH...
Confirmation No.: 3818

Art Unit: 1647
Examiner: DEBERRY, R.
Washington, D.C.
Atty.'s Docket: NIELSEN-3B
Date: September 20, 2004

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

Transmitted herewith is an [XX] Amendment [XX] Sequence Listing (paper and CRF), IDS, PTO-1449 and 12 refs./patents in the above-identified application.

[] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

[XX] Small entity status of this application under 37 CFR 1.9 and 1.27 has been previously asserted.

[] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	Small Entity	Other Than a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee
Total	36	Minus	23	13	x 9	\$117.00
Indep.	3	Minus	4	0	x43	\$
First Presentation of Multiple Dependent Claim				145	\$	+290
TOTAL ADDITIONAL CLAIMS FEE				\$117.00	Total	\$

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

✓ The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col.1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required applicant requests that this be considered a petit

[XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Other Than Small Entity

Response Filed Within

Response Filed Within

[] First - \$ 55.00

[] First - \$ 110.00

[] Second - \$ 210.00

[] Second - \$ 420.00

[XX] Third - \$ 475.00

[] Third - \$ 950.00

[] Fourth - \$ 740.00

[] Fourth - \$1480.00

[] Fifth - \$1005.00

[] Fifth - \$2010.00

[] Less fees (\$) already paid for months extension of time on

[] Please charge my Deposit Account No. 02-4035 in the amount of \$. A duplicate copy of this sheet is attached.

[XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$772.00 (extra claims, third extension of time & IDS fee) is attached.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR Section 1.16 and all patent processing fees under 37 CFR Section 1.17 throughout the prosecution of the case.

This blanket authorization does not include patent issue fees under 37 CFR Section 1.18.

09/21/2004 MBLANCO 00000006 09845717

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

By:

IVER P. COOPER
Registration No. 28,005

02 FC:2253
Facsimile: (202) 737-3528
Telephone: (202) 628-5197



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Art Unit: 1647
)
NIELSEN, et al.) Examiner: DEBERRY, REGINA
)
Serial No.: 09/845,717) Washington, D.C.
)
Filed: May 2, 2001) September 20, 2004
)
For: METHODS FOR TREATMENT) Docket No.: NIELSEN=3B
OF DISEASES ASSOCIATED)
WITH INFLAMMATION...) Confirmation No.: 3818

AMENDMENT UNDER RULE 1.115

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Arlington, Virginia 22202

S i r :

In response to the final rejection mailed March 19, 2004,
please enter the following amendments and remarks.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims
which begins on page 5 of this paper.

Remarks begin on page 11 of this paper.

A Sequence Listing (paper and CRF) is enclosed.